

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

JERRY HINES, JR.,

Plaintiff,

-v-

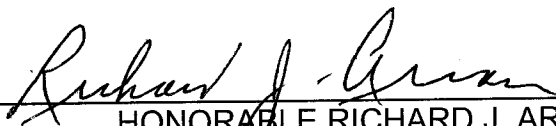
VETERANS OUTREACH CENTER,

Defendant.

DECISION AND ORDER
10-CV-6493L

Plaintiff has requested appointment of counsel (Docket # 4). There is insufficient information before the Court at this time to make the necessary assessment of plaintiff's claims under the standards promulgated by *Hendricks v. Coughlin*, 114 F.3d 390, 392 (2d Cir. 1997), and *Hodge v. Police Officers*, 802 F.2d 58 (2d Cir. 1986), as issue has yet to be joined. Therefore plaintiff's motion for appointment of counsel is denied without prejudice at this time. It is the plaintiff's responsibility to retain an attorney or press forward with this lawsuit *pro se*. 28 U.S.C. § 1654.

IT IS SO ORDERED.



HONORABLE RICHARD J. ARCARA
DISTRICT COURT

Dated: Sept. 17, 2010